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MICHAEL PETTENDER
7

8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,
12 Plaintiff,

13 vs.

14 MICHAEL PETTENDER,
15 Defendant.
16
17

Case Nos.: 1:20-cr-00139-DAD-BAM;
1:10-cr-00294-DAD

**STIPULATION TO CONTINUE
SENTENCING; ORDER**

Date: March 14, 2022
Time: 9:00 a.m.
Judge: Hon. Dale A. Drozd

18 IT IS HEREBY STIPULATED, by and between the parties, through their respective
19 counsel, Assistant United States Attorney David Gappa, counsel for plaintiff, and Assistant
20 Federal Defender Reed Grantham, counsel for defendant Michael Pettenger, that the sentencing
21 hearing currently scheduled in the above-captioned matters for February 14, 2022, at 9:00 a.m.,
22 before the Honorable Dale A. Drozd, be continued to March 14, 2022, at 9:00 a.m.

23 On November 8, 2021, Mr. Pettenger entered a guilty plea to the sole charge in the
24 Superseding Information filed in Case No. 1:20-cr-00139-DAD-BAM on November 3, 2021. *See*
25 Dkt. #65, 67. At that time, the matter was set for sentencing on February 14, 2022. *See* Dkt. #67.
26 The draft Presentence Investigation Report (PSR) was filed on December 21, 2021, and a final
27 PSR and a final revised PSR were filed on January 24, 2022, and January 31, 2022, respectively.
28 *See* Dkt. #72-73. Mr. Pettenger filed his formal objections to the PSR on January 31, 2022. *See*

1 Dkt. #74. Sentencing in the supervised release violation case, Case No. 1:10-cr-00294-DAD, has
2 been trailing Case No. 1:20-cr-00139-DAD-BAM. *See* Case No. 1:10-cr-00294-DAD at Dkt.
3 #77.

4 The defense is requesting this continuance to obtain additional records and documents
5 relevant for sentencing in this matter. The requested continuance is made with the intention of
6 conserving time and resources for both the parties and the Court. The government is in
7 agreement with this request and the requested date is a mutually agreeable date for both parties.
8 As this is a sentencing hearing, no exclusion of time is necessary.

9
10 Respectfully submitted,

11 PHILLIP A. TALBERT
12 United States Attorney

13 Date: February 4, 2022

/s/ David Gappa
14 DAVID GAPPA
Assistant United States Attorney
15 Attorney for Plaintiff

16 HEATHER E. WILLIAMS
17 Federal Defender

18 Date: February 4, 2022

/s/ Reed Grantham
19 REED GRANTHAM
Assistant Federal Defender
20 Attorney for Defendant
MICHAEL PETTENDER

ORDER

IT IS HEREBY ORDERED that the sentencing hearings for both Case No. 1:20-cr-00139-DAD-BAM and Case No. 1:10-cr-00294-DAD scheduled for Monday, February 14, 2022, at 9:00 a.m. be continued to Monday, March 14, 2022, at 9:00 a.m. before the Honorable Dale A. Drozd,

IT IS SO ORDERED.

Dated: **February 7, 2022**


UNITED STATES DISTRICT JUDGE